

ABDELHAKIM CHOUBABI, )  
 )  
 Plaintiff, ) Case No. C10-1367-RSM  
 )  
 v. ) **ORDER OF DISMISSAL**  
 )  
 SHANA CANTONI, *et al.*, )  
 )  
 Defendants. )  
 )

1. The Report and Recommendation is **ADOPTED**;
2. Defendants' motion for summary judgment on the basis of qualified immunity and, in the alternative, on the merits is **GRANTED**; and this action is **DISMISSED**.
3. The Clerk is directed to administratively **TERMINATE** Associate Superintendent Howard Anderson as a defendant on the official docket because he was not properly listed as a party to this lawsuit; and

4. The Clerk shall send a copy of this Order to plaintiff and to Judge Tsuchida.

DATED this 12<sup>th</sup> day of August 2011.

22/11

RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE